

MICHAEL J. BETTINGER (State Bar No. 122196)
HOLLY HOGAN (State Bar No. 238714)
mike.bettinger@klgates.com
holly.hogan@klgates.com
K&L GATES LLP
55 Second Street, Suite 1700
San Francisco, CA 94105-3493
Telephone: (415) 882-8200
Facsimile: (415) 882-8220

LAWRENCE B. FRIEDMAN (admitted *pro hac vice*)
DAVID H. HERRINGTON (admitted *pro hac vice*)
lfriedman@cgsh.com
dherrington@cgsh.com
CLEARY GOTTlieb STEEN & HAMILTON LLP
One Liberty Plaza
New York, NY 10006
Telephone: (212) 225-2000
Facsimile: (212) 225-3999

Attorneys for Defendants
UNITED TEST AND ASSEMBLY CENTER
LTD. and UTAC AMERICA, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

TESSERA, INC., a corporation,

Plaintiff,

vs.

UNITED TEST AND ASSEMBLY CENTER
LTD., a corporation organized under the laws of
Singapore; and UTAC AMERICA, INC., a
California corporation,

Defendants.

Case No. 4:08-04795-cv-CW

STIPULATION AND ORDER

The parties through their undersigned counsel hereby stipulate and agree as follows:

1. Proceedings in this action, other than proceedings with respect to any motion to remand, shall be stayed pending the order on any motion to remand; provided, however, that either party may move to lift this partial stay for good cause;

2. Defendants United Test and Assembly Center Ltd. and UTAC America, Inc. agree that they will not answer, move or otherwise respond to the complaint until 10 days after the order on any motion to remand; and

3. Plaintiff Tessera, Inc. agrees that the deadline for such answer, motion or other response to the complaint shall be extended until 10 days after the order on any motion to remand.

DATED: November 13, 2008

K&L GATES LLP

By /s/
MICHAEL J. BETTINGER
HOLLY HOGAN
K&L GATES LLP
55 Second Street, Suite 1700
San Francisco, CA 94105-3493

LAWRENCE B. FRIEDMAN (admitted *pro hac vice*)
DAVID H. HERRINGTON (admitted *pro hac vice*)
CLEARY GOTTlieb STEEN & HAMILTON LLP
One Liberty Plaza
New York, NY 10006

Attorneys for Defendants
United Test and Assembly Center Ltd. and UTAC
America, Inc.

IRELL & MANELLA LLP

By _____ /s/
MORGAN CHU
JOSEPH M. LIPNER
STEPHEN LARSON
IRELL & MANELLA LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067-4276

Attorneys for Plaintiff
Tessera, Inc.

SO ORDERED:

DATED: November 17 , 2008

Candice Will

United States District Judge Claudia Wilken